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 CONNECTICUT
 + OF COUNSEL

July 13, 2021

VIA ECF

Hon. John G. Koeltl
 United States District Judge
 United States District Court
 Daniel Patrick Moynihan Courthouse
 Southern District of New York
 500 Pearl Street
 New York, NY 10007-1312

The July 16, 2021 Conference
 is adjourned to September 10, 2021
 at 10⁰⁰ A.M.
 So ordered.

JGK/JKO

u.s.d.j

7/13/21

Re: Iron Workers Locals 40, 361 & 417 Health Fund v. Joyce et al
Civil Case No.: 20-cv-596

Dear Judge Koeltl,

As Your Honor will recall, this firm is counsel to Plaintiff Iron Workers Locals 40, 361 & 417 Health Fund (“Health Fund”) in the above-referenced matter. We write to request an adjournment of the status conference currently scheduled for July 16, 2021.

Defendant James Joyce’s treating physician has filed for no fault arbitration, and same was held on February 24, 2021. The arbitrator issued an award on April 19, 2021, which found that the no fault provider was to pay Mr. Joyce’s treating physician.

Defendants have represented to Plaintiffs that the no fault carrier received the final demand to satisfy the arbitration award via letter dated July 8, 2021. The no fault carrier has further received a clarification of the award directing it to pay the physician.

If the no fault carrier pays the physician, the physician is expected to reimburse the Health Fund in the amount of \$199,222.92, which represents a significant portion of the Health Fund’s total lien of \$296,802.38.

In light of the pending reimbursement issue, Plaintiff requests that the status conference scheduled for July 16, 2021, be adjourned. This is the fourth request to adjourn the status conference; the prior requests were granted. Counsel for the defendants has consented to the adjournment.

Plaintiffs thank Your Honor for the Court’s attention to this matter.

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ELECTRONICALLY FILED
DOC #: _____
DATE FILED: <u>7/14/2021</u>
TPL/g1
3028-0008

cc: Seamus Boyle, Esq. via ECF

Respectfully,

COLLERAN, O'HARA & MILLS L.L.P.

By: /s/ Thomas P. Keane
 THOMAS P. KEANE